

# Court of Appeals, State of Michigan

## ORDER

People of MI v Vincent Woodard

Docket No. 269672

LC No. 01-010419-01

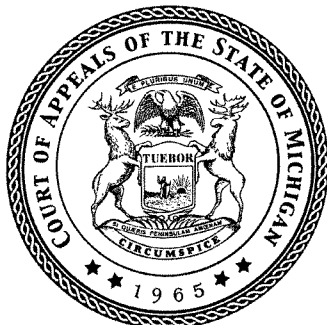
Kurtis T. Wilder  
Presiding Judge

Michael J. Talbot

Christopher M. Murray  
Judges

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The Court orders that the motion to withdraw is DENIED for the reason that the appeal is not wholly frivolous. MCR 7.211(C)(5). Counsel for defendant shall have 21 days from the Clerk's certification of this order to file appellant's brief addressing whether defendant was given the proper amount of credit for time served. When defendant was initially sentenced on March 1, 2002, 21 days were credited toward his sentence on the felony firearm conviction. However, on remand from this Court, the trial court determined that 52 days was the proper amount of credit, and on February 6, 2004, an amended judgment of sentence was entered. But, in the March 20, 2006 judgment of sentence entered after the trial court granted defendant's motion for relief from judgment, defendant was given only 21 days of credit toward his sentence on the felony firearm conviction. Defense counsel shall discuss whether defendant was given the proper amount of credit, and the impact any such error has on defendant's current sentence.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 23 2007  
Date

*Sandra Schultz Mengel*  
Chief Clerk